**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**CIVIL APPELLATE JURISDICTION**

**WRIT PETITION NO. 7493 OF 2003**

Jayantibhai G. Patel ... Petitioner

Versus

Union of India and 3 Ors. ... Respondents

Mr. D.V. Gangal for Petitioner.

Mr. R.C. Master for R. No. 1.

Mr. S.V. Masurkar i/by Mrs. Neeta V. Masurkar for R. Nos. 2 and 3.

**CORAM : F.I. REBELLO &**
**DR.D.Y.CHANDRACHUD,JJ.**
**DATED : JANUARY 23, 2006**

P.C.

. The Petitioner’s case for promotional scale of 6500-10500 has been rejected on the ground that he was not eligible for promotion from the post of Agricultural Assistant to Agricultural Supervisor on the ground that he does not possess S.S.C. qualification. The recruitment rules in so far as promotee is concerned, requires that for promotional post to the Agricultural Supervisor, the candidate should have minimum qualification of S.S.C. with Soil Conservation Training or two

years diploma in Agriculture from Central or State Govt. Institutes. In view of the averments in Paragraph 8 of the affidavit filed by Respondent, setting out that the Petitioner is non S.S.C. with two years diploma in agricultural, the petitioner prima facie is eligible.

. On behalf of the Respondent, the leaned counsel seeks time to take instructions. S.O. to 27.1.2006 for judgement.

**(F.I. REBELLO,J.)**

**(DR. D.Y. CHANDRACHUD,J.)**